



Washington State Liquor Control Board
Licensing & Regulation Division
3000 Pacific Avenue
P.O. Box 43093
Olympia, WA 98504-3093

Case #: 02-6A-041

TYPE OF ADMINISTRATIVE ACTION

- ☐ Administrative Violation Notice - **LIQUOR**
☐ Administrative Violation Notice - **TOBACCO**
☒ Written Warning

Licensee Name Evergreen Distributing Co.		License Number 357425-6A	Class Beer & Wind Distributor	
Trade Name Evergreen Distributing				
Physical Address 1305 W 17 th St		City Vancouver	County Clark	
Mailing Address PO Box 61687		Mailing City Vancouver	Mailing State & Zip WA 98666-1687	
Violation RCW 66.28.180 It is unlawful for a beer distributor within the state of Washington to modify any prices without prior notification to and approval of the board. (2) No beer distributor may sell or offer to sell any package or container of beer to any retail licensee at a price differing from the price for such package or container as shown in the price posting filed by the distributor.			Observed X	Referred
Served On:	Position	Date & Time Served		
Date & Time of Violation December, 2002	Liquor Control Agent Jeanne Reschan	Agent Signature		

Investigative Summary

I was notified that Evergreen Distributing was selling Coors Light 12oz twelve-pack cans of beer below the posted price. I checked the Liquor Control Board December price-posting database, which showed Evergreen Distributing had posted this product at \$14.40. I obtained copies of Evergreen Distributing invoices issued to retailers. Evergreen Distributing invoice number 83191 was issued to Safeway licensed store #1653 on 12/10/02. The invoice listed 5 Coors Light 2/12 pack cans were sold at the price of \$12.95 each. Evergreen invoice number 83999 was issued to the same Safeway store on 12/13/02. This invoice listed 7 Coors light 2/12 pack cans sold at \$12.95 each.

I contacted Evergreen Distributing corporate officer William D. Sauers. Mr. Sauers checked his records and reported that they had been selling this product at \$12.95 during the months of November and December. Mr. Sauers subsequently contacted Evergreen Distributing pricing coordinator, Carla Link. Mr. Sauers reported that according to her records, the product was correctly posted at \$12.95. I subsequently contacted Ms. Link and requested a copy of her December posting entry records. The records showed two different prices had been submitted for Coors Light 2/12 pack cans. The first price was \$12.95. The second price was \$14.40. Because \$14.40 was the last price submitted, this became the posted price.

This warning was issued to advise the licensee that product must be sold at the approved posted price. The Board's price posting system allows licensees to change prices until the final deadline date. After such time, the licensee must sell product at the final posted price.

ENFORCEMENT AND EDUCATION DIVISION

DEFENDANT'S
EXHIBITCASE
NO. C04-0360PEXHIBIT
NO. 547Resp to Costco RFP
1392DESK MANUAL
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